IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 3089 of 2006
Date of decision : 22.1.2007

Balram Gupta .....Petitioner.

Versus

State Bank of Patiala & Anr. .....Respondents.

CORAM : HON'BLE MR. JUSTICE M. M. KUMAR
HON'BLE MR. JUSTICE VINOD K. SHARMA

Present: None for the petitioner.
Mr. P.D. Mehta, Advocate
for respondents No. 1 & 2.

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M. M. KUMAR, J.(ORAL)

Learned counsel for the respondents No.1 & 2 states that the remedy of appeal under Section 17 of the Securitisation & Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 is available to the petitioner and in fact he has availed the remedy by filing the appeal before the Debt Recovery Tribunal on 20.1.2006. He has further pointed out that, although, earlier the Presiding Officer of the Tribunal was not available but now the Tribunal is functioning with the Presiding Officer.

In view of the above, we dismiss the petition and direct the appellate authority to decide the application for interim order expeditiously, preferably within a period of two months from the date a copy of this order is received.

(M.M. KUMAR)
JUDGE

22.1.2007. **(VINOD K. SHARMA)**
'sp' **JUDGE**